IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
Criminal Misc. Application No. 386 of 2005

Sri Rajendra Kumar
S/o Sri Om Prakash
R/o Kalyanpur, Vikash Nagar
Dehradun …. Applicant

Versus

1. State of Uttaranchal
2. Chief Judicial Magistrate
3. Prithavi Nath Srivastav
   Chief manager
   Punjab National Bank, Karanpur
   Dehradun … Respondents

Hon'ble B.C. Kandpal, J.

This petition under Section 482 Cr.P.C. has been filed by the petitioner for quashing the criminal proceedings initiated against him in Criminal Case No. 734 of 2005 State Vs Ravinder Agarwal & others under Sections 419, 420, 467, 468 I.P.C. pending in the court of Chief Judicial Magistrate, Dehradun.

Brief facts of the case are that a First Information Report was lodged on 19.01.2005 by the Manager of Punjab National Bank against the petitioner as well as one another person Ravinder Kumar Agarwal under Sections 419, 420, 467, 468 I.P.C.

After investigation of the case, the chargesheet was submitted against them in the court of C.J.M., Pauri Garhwal.

Feeling aggrieved by the aforesaid submission of the chargesheet against the petitioner, this petition has been preferred by the petitioner.

Heard learned counsel for the petitioner, learned A.G.A. and perused the record.

The contention raised by the learned counsel for the petitioner relates to the factual aspect of the mater and that can be examined and assessed by the trial court during the course of trial. At this stage, I am

not suppose to embark upon an enquiry with regard to the reliability of the evidence which is yet to be adduced before the court during the course of the trial.

I do not find any abuse of process of court. The petition lacks merit and is liable to dismissed.

Accordingly, the petition under Section 482 Cr.P.C. is dismissed.

(B.C. Kandpal, J.)

08.12.2005
ASWAL